MULTIMEDIA UNIVERSITY

STUDENT IDENTIFICATION NO

MULTIMEDIA UNIVERSITY

FINAL EXAMINATION

TRIMESTER 2, 2022/2023

UJP3712 – JURISPRUDENCE

(All sections / Groups)

4 JULY 2023
Reading Time : 9.00 a.m. – 9.15 a.m.
(15 Minutes)
Answering Time: 9.15 a.m. – 12.15 p.m.
(3 Hours)

INSTRUCTIONS TO STUDENT

1. Students will have **fifteen minutes** during which they may read the paper and make rough notes ONLY in their question paper. Students then have the remaining **THREE HOURS** in which to answer the questions.

2. This question paper consists of 2 pages with 5 questions only.

3. Attempt any **TWO** questions in Part A and **ALL** questions in Part B. The distribution of the marks for each question is given.

4. Students are not allowed to bring in any statute and calculator into the Examination Hall.

5. Please write all your answers in the Answer Booklet provided.

PART A
(Answer any TWO questions)

QUESTION 1

Explain the concept of legal positivism in the eyes of Jeremy Bentham and his ideas on Commands, Sovereignty and Sanctions.

(Total: 25 marks)

QUESTION 2

Karl Llewellyn, one of the founders of American Legal Realism, said that there are certain fundamental functions of the law that must be addressed in order for the law to have a purpose rather than the values itself.

Discuss the concept of legal realism and the challenges, also known as "law-jobs", which were identified by Karl Llewellyn as needing resolution.

(Total: 25 marks)

QUESTION 3

Jeremy Bentham's idea of utilitarianism can be described as the antecedent to modern economic analysis of law.

(a) Explain the two concepts above.

(12 marks)

(b) Discuss the relationship between Bentham's utilitarianism and modern economic analysis of law.

(13 marks)

(Total: 25 marks)

Continued ...

PART B
(Answer all questions)

QUESTION 4

Analyse the difference between Hart's "rule of recognition" and Kelsen's "grundnorm".

(Total: 25 marks)

QUESTION 5

In legal feminism, equality is a more complex matter. Liberals appear to acknowledge that women are more prone to be in a subjugated position. This appears to be largely due to either being overlooked by the legal system or law has contributed to women's subordination historically.

Give an analytical view of this perception with particular reference to cultural relativism.

(Total: 25 marks)

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